

REMARKS

New claims 21-24 more distinctly claim the present invention. Claims 1 and 15 have been Canceled. Claims 4 and 17 now depend from new Claim 21, rather than Canceled Claim 1. Claims 4-14, 17, 19, and 20-24 remain for consideration.

In the last Office Action Claims 1, 4-15, 17, 19, and 20 were rejected as being anticipated by Lambertz 6,286,151. The Examiner noted on page 6 of the Final Rejection that Lambertz teaches the limitations of the claims as claimed and that any differences in the shape of Lambertz and that of Applicant's invention are not detailed in the claims. The new independent Claim 21 specifies the sock with more particularity. The sock, which is for use in sports activities, comprises a foot part and a shaft extending therefrom. The foot part has a toe portion, a heel portion, and a stepping portion between the heel portion and the toe portion. The stepping portion includes an arch that is directed outward and is turned against the inward arch of the user, the arch providing a rounded external contour and being constructed and arranged to support the rolling motion of the foot during walking or running. Lambertz does not disclose or suggest the claimed arch. Lambertz does not show a stepping portion including an arch that is directed outward and turned against the inward arch of the user for supporting the rolling motion of the foot during walking or running. In contrast, Lambertz teaches an arrangement of cushions 10, 11 in the area of the heel and in the area of the ball and in the areas of the toes. The Lambertz sock supports the inward arch of the sole of the foot, which is directed opposite to the rolling motion of the foot during walking or running. The claims now standing in this application patentably distinguish over Lambertz and should be allowed.

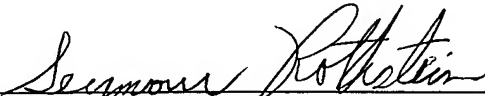
Applicant requests that the Examiner grant a personal interview with his counsel prior to issuance of a first Office Action in the event that the present Amendment does not place this case in condition for allowance. Favorable reconsideration and allowance of this application are solicited.

Favorable reconsideration and allowance of the present application are solicited.

Respectfully submitted,

Date: December 4, 2008

By:

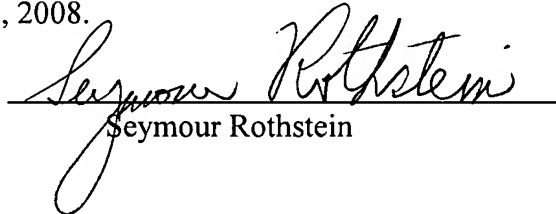


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CERTIFICATE OF MAILING

I hereby certify that this Amendment After Final Rejection; RCE and 1 month Extension of Time is being deposited with the U.S. Postal Service, Express Mail Label No.: EM 125705984 US in an envelope addressed to: Mail Stop AF, Commissioner for Patent, P.O. Box 1450, Alexandria, VA 22313-1450 on December 4, 2008.



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